

**PATENT APPLICATION FEE DETERMINATION RECORD**  
Effective December 8, 2004

09/941827

**CLAIMS AS FILED - PART I**

	(Column 1)	(Column 2)
TOTAL CLAIMS		
FOR	NUMBER FILED	NUMBER EXTRA
TOTAL CHARGEABLE CLAIMS	minus 20 = *	
INDEPENDENT CLAIMS	minus 3 = *	
MULTIPLE DEPENDENT CLAIM PRESENT <input type="checkbox"/>		

\* If the difference in column 1 is less than zero, enter "0" in column 2

9/1/05 **CLAIMS AS AMENDED - PART II**

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	* 142	Minus ** 134	= 8
Independent	* 51	Minus *** 51	= -
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	*	Minus **	=
Independent	*	Minus ***	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	*	Minus **	=
Independent	*	Minus ***	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

SMALL ENTITY TYPE ☐

OR OTHER THAN SMALL ENTITY

RATE	FEE
BASIC FEE	150.00
X\$ 25=	
X100=	
+180=	
TOTAL	

RATE	FEE
BASIC FEE	300.00
X\$50=	
X200=	
+360=	
TOTAL	

SMALL ENTITY OR

OTHER THAN SMALL ENTITY

RATE	ADDITIONAL FEE
X\$ 25=	
X100=	
+180=	
TOTAL ADDIT. FEE	

RATE	ADDITIONAL FEE
X\$50=	400.
X200=	
+360=	
TOTAL ADDIT. FEE	400.

RATE	ADDITIONAL FEE
X\$ 25=	
X100=	
+180=	
TOTAL ADDIT. FEE	

RATE	ADDITIONAL FEE
X\$50=	
X200=	
+360=	
TOTAL ADDIT. FEE	

RATE	ADDITIONAL FEE
X\$ 25=	
X100=	
+180=	

RATE	ADDITIONAL FEE
X\$50=	
X200=	
+360=	

PAID

United States Patent and Trademark Office  
- Sales Receipt -

03/28/2006 CMOLLISH 00000001 232053 09941827

01 FC:1202 400.00 DA

SEP 01 2005

PATENT

Attorney Docket No. MTI-31532

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Weimer, Ronald A.  
Serial No.: 09/941,827  
Filing Date: August 29, 2001  
For: Method of Improved High K Dielectric-Polysilicon Interface for CMOS Devices  
Examiner: HUYNH, Yennhu B.  
Group Art Unit: 2813  
Confirmation No.: 7551

FEE  
ONLY**CERTIFICATION UNDER 37 CFR 1.8(a) and 1.10**

I hereby certify that, on the date shown below, this correspondence is being transmitted to Fax No. 571-273-8300 addressed to Examiner HUYNH at the US Patent and Trademark Office.

Date: 9-1-05Kisa Chandler

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE**

Sir:

Applicant requests consideration of the pending claims in the above-identified patent application based on the remarks herein.

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 29 of this paper.

MAD/112351.1

1 of 30

USSN 09/941,827

Response

**Remarks**

Claims 1, 2, 6, 7, 18, 27, 33-35, 41, 83-87, 89-94, 114, and 148-149 have been amended.

Claim 1 was amended to fix a typographical error.

Claims 2, 7, 18, 27, 33-35, 41, 83-87, 89-94, 114, and 148-149 have been amended to delete a period.

Claim 6 has been amended to address an objection to this claim in the June 4, 2003 Office Action. Withdrawal of the objection is requested.

Claim 93 has been amended to correct a typographical error, i.e., the double recitation of "oxide" in line 3.

Claims 150-157 have been added and all depend directly or indirectly from Claim 2.

Claims 1-62 and 78-157 are pending.

**Restriction/Species Requirement**

At page 2, the Examiner requires an election of species. Applicant elects the claims of Species Group I, drawn to a method of forming a dielectric layer. Claims 1-47, 78-94, and 111-149 are readable on the elected species.

Claim 2 is generic to Claim 95, which is in Group II.

Applicant notes that the election of species is solely to facilitate an examination search, and that Applicant will be entitled to consideration of claims to additional species upon allowance of a generic claim. It is understood that if the claims of the elected species are found allowable over the prior art, the Examiner will expand the search to include other species.

**Extension of Term.** The proceedings herein are for a patent application and the provisions of 37 CFR § 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition for extension of time. If any extension and/or fee are required, please charge Account No. 23-2053.

MAD/112351.1

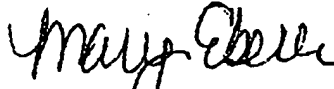
29 of 30

USSN 09/941,827

*Response*

Based on the above remarks, the Examiner is respectfully requested to reconsider and withdraw the rejections of the claims. It is submitted that the present claims are in condition for allowance, and notification to that effect is respectfully requested.

Respectfully submitted,

  
Mary E. Eberle  
Reg. No. 43,599

Dated: September 1, 2005

WHYTE HIRSCHBOECK DUDEK S.C.  
111 East Wisconsin Avenue, Suite 2100  
Milwaukee, Wisconsin 53202  
(414) 273-2100  
Customer No. 31870

MAD/112351.1

30 of 30